

# **EXHIBIT 1**

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MASSACHUSETTS**

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BERNADINE T. GRIFFITH,  
Plaintiff

v.

CIVIL ACTION NO.:  
03-12573-EFH

ONEBEACON INSURANCE COMPANY,  
ONEBEACON AMERICA INSURANCE  
COMPANY, MICHAEL A. SISTO and  
KAREN ALLEN HOLMES,  
Defendants.

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BERNADINE T. GRIFFITH,  
Plaintiff

v.

CIVIL ACTION NO.:  
04-10605-EFH

ONEBEACON INSURANCE COMPANY,  
ONEBEACON AMERICA INSURANCE  
COMPANY, MICHAEL A. SISTO and  
KAREN ALLEN HOLMES,  
Defendants.

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**ORDER**

August 5, 2004

HARRINGTON, S.D.J.

After a review of the two above-captioned cases, the Court rules as follows on the below motions:

1. The Court denies Plaintiff's Motion to Strike in Civil Action No. 03-12573;
2. The Court denies Plaintiff's Rule 42(a) Motion to Consolidate in Civil Action No. 03-12573,
3. The Court dismisses Plaintiff's Amended Complaint in Civil Action No. 04-10605;  
and
4. The Court orders the plaintiff to amend the Complaint in Civil Action No. 03-12573 so that it includes all facts and claims raised in Civil Action No. 04-10605.

SO ORDERED.

/s/ Edward F. Harrington  
EDWARD F. HARRINGTON  
United States Senior District Judge